

Message Text

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ACTION L-02

INFO OCT-01 EUR-12 ISO-00 SCA-01 JUSE-00 /016 W

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R 201101Z FEB 75

FM AMEMBASSY THE HAGUE

TO SECSTATE WASHDC 5266

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E.O. 11652: N/A

TAGS: PFOR, NL

SUBJ: EXTRADITION

REFS: (A) STATE 14017; (B) THE HAGUE 503; (C) THE HAGUE 3749

1. STATE SECRETARY (JUSTICE) GLASTRA VAN LOON INFORMED AMBASSADOR FEB 12 THAT, GIVEN PRESENT COMPLEXION OF DUTCH PARLIAMENT, HE FELT IT WOULD BE IMPOSSIBLE OBTAIN APPROVAL FOR NEW EXTRADITION TREATY UNLESS DUTCH CONCERNS THAT HAD BEEN POINTED OUT EARLIER (PARA 4 OF REC C) COULD BE INCLUDED IN TREATY.

2. IN VIEW OF FIRMNESS OF STATE SECRETARY'S POSITION, AMBASSADOR THEN ASKED HIM IF CURRENT CONVENTION COULD NOT BE MODIFIED TO PROVIDE FOR EXTRADITION OF INDIVIDUALS CHARGED WITH, OR FOUND GUILTY OF QUOTE THOSE ACTS WHICH ARE CONSIDERED CRIMINAL BY BOTH NATIONS UNQUOTE. VAN LOON SAID HE BELIEVED US DESIRES TO ENLARGE CATEGORY OF EXTRADITABLE CRIMES COULD BE TAKEN CARE OF BY SUCH LANGUAGE. IN STATE SECRETARY'S OPINION, THE EXISTING TREATY COULD BE MODIFIED BY AN EXCHANGE OF NOTES IF ONLY CHANGE WERE TO DESCRIBE THE ACTS WHICH WOULD BE GROUNDS FOR EXTRADITION AS BEING ACTS WHICH BOTH JURISDICTIONS CONSIDER CRIMINAL.

3. AMBASSADOR EXPLAINED THAT CONCEPT WAS HIS OWN, AND MIGHT NOT BE SUBSCRIBED TO BY USG, BUT THEAT HE WOULD

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EXPLORE THE IDEA WITH DEPARTMENT. IN THE INTEREST OF

RESOLVING THIS ISSUE WHICH HAS BEEN OUTSTANDING
BETWEEN USG AND GON FOR MORE THAN TWO YEARS, AND IN
INTEREST OF "MODERNIZING" EXISTING TREATY TO INCLUDE
WIDEST POSSIBLE RANGE OF CRIMES TO WHICH EXTRADITION
WOULD APPLY, EMBASSY RECOMMENDS THAT DEPARTMENT OF STATE AND JUSTICE
CONSIDER THIS APPROACH. IT WOULD OBVIATE NECESSITY FOR SPECIFYING
CRIMES RELATING TO NARCOTICS, WHICH IS A SENSITIVE ISSUE HERE.
IF IT IS JUDGED TO BE FEASIBLE TO PROCEED ALONG THESE LINES,
PLEASE FORWARD DRAFT PROTOCOL.
GOULD

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